HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.22616 of 2006

Dated:01.11.2006

Between:

Munnelli Sarada and others.

…Petitioner

and

The Mandal Revenue Officer and another.

…Respondent

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.22616 of 2006

ORDER:

The six petitioners are residents of Kalvapalli Village of Gopavaram Mandal in Kadapa District. They filed the present Writ Petition apprehending cancellation of pattas granted to them in May 2001 and resumption of the land without due process of law.

At the stage of admission itself, the learned Assistant Government Pleader for Revenue (Assignment) has placed before this Court the proceedings of the first respondent bearing No.Ref.A/831/05, dated 21.09.2006, wherein the assignment of land in various survey numbers of Lakkavaripalli Village in favour of eighteen persons was cancelled and the land was ordered to be resumed for contravention of conditions of assignment in not bringing the land under cultivation. The learned Assistant Government Pleader, however, fairly submits that the pattas granted to the petitioners after assignment of the land were not cancelled. A copy of the proceedings is placed before this Court, which is made part of the record.

In view of the submission made by the learned Counsel for the petitioners and the learned Assistant Government Pleader for Revenue, this Court holds that the Writ Petition is filed on a mere apprehension. However, it may be observed that if the petitioners are

still in possession of the land, they cannot be dispossessed nor the assignment can be cancelled without due process of law.

The Writ Petition, with the above observations, is accordingly disposed of. No costs.

_____

(V.V.S.RAO, J)

01.11.2006

Note: Issue C.C in one week.

B/o.

vs